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United States Bankruptcy Court

Northern District of Illinois Eastern Division

Voluntary	Petition
voiuiitai y	i Cuuon

Name of Debtor (if individual, enter Last, First, Middle):					Name of Joint Debtor (Spouse) (Last, First, Middle)						
Perez, Tomas Jaime					Perez, Olga Estela						
All Other Names used by the Debtor in the last 8 years (include married, maiden and trade names):					All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):						
Last four digits of S (if more than one, s		ndividual-Taxpa	• , ,	No./Comp	lete EIN		our digits of Soc. re than one, state	. Sec. or Individua e all) *	al-Taxpayer I.D ***-4		plete EIN
Street Address of I		-	ind State):					nt Debtor (No. & S		d State):	
Chicago II	_				60630	Ch	icago IL				60630
County of Residen	ice or of the F	Principal Place	of Business:			Coun	ty of Residence	or of the Principa	I Place of Busin	ness:	
		CC	OOK						СООК		
Mailing Address of	Debtor (if dif	fferent from stre	eet address)			Mailir	ng Address of Joi	int Debtor (if diffe	erent from stree	t address):	
,						,					
Location of Princip	al Assets of I	Business Debto	or (if different f	rom street a	address above):						
ד		or (Form of Organeck one box)	ınization)		(Che	e of Busine		w		ankruptcy Code on is Filed (Chec	
	(includes Joi	,			☐ Heath Care E☐ Single Asset		e as	☐ Chapter 7	<b>⊔</b> Ch	napter 15 Petition	n for Recognition
	it D on page 2 o on (includes l				defined in 11	U.S.C §10	)1 (51B)	☐ Chapter 9 of a Foreign Main Proceeding ☐ Chapter 11			
☐ Partnersh		,			☐ Stockbroker			☐ Chapter 12 ☐ Chapter 15 Petition for Recogni			-
_	•	one of the abov	ve entities		Commodity E		oker Chapter 13 of a Foreign Nonmain Proceeding				
		ate type of entity			☐ Clearing Ban☐ Other	ık					
	Chapt	ter 15 Debtors			Tax-E	Exempt Ent			Nature of I	Debts (Check one	Box)
Country of debtor's	center of ma	ain interests:				1014 105 11 44 11 0 0					☐ Debts are
Each country in wh	ich a foreign	proceeding by	regarding or	'	Debtor is a ta organization		1. The 00 of the				primarily business debts.
against debtor is pe	_			_	United States Revenue Cod	•	Code (the Internal individual primarily for a personal, ). family, or household purpose."				
		Filing Fee ((	Check one box)		Trevenue out	İ			hapter 11 Debt		
Filing Fee atta	ched	9 . 00 (	shook <b>ene</b> soky				one box Debtor is a smal	III business debto	r as defined in	11 U.S.C. § 101	(51D)
								small business de	ebtor as defined	d in 11 U.S.C. §	101(51D)
0	tion for the co	allments (applic ourt's considera installments. R	ation certifying	that the de	btor is		Check if:  Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,343,300. (amount subject to adjustment on 4/01/13 and ever theree years thereafter).				
☐ Filing Fee wav	ier requester	d (applicable to	chapter 7 indi	viduals only	/). Must	Che	Check all applicable boxes:				
attach signed a	application fo	or the court's co	nsideration. S	ee Official I	Form 3B.		A plan is being filed with this petition.  Acceptances of the plan were solicited prepetition from one of more classes of creditors, in accoordance with 11 U.S.C. § 1126(b).				
Statistical/Admin	istrative Info	rmation									for court use only21.00
■ Debtor estima	ites that, after	s will be availab r any exempt po tion to unsecure	roperty is excl		cured credtiors. dministrative expen	ıses paid, t	here will be no				
Estimated Number o	of Creditors										
1- 49	50- 99	100- 199	200- 999	1,000- 5,000	5,001-	10,001 25,000	25,001 50,000	50,001 100,000	Over 100,000		
Estimated Assets		<b>I</b>									
\$0 to	\$50,001to	\$100,001 to	\$500,001	\$1,000,00 to \$10	10,000,001	\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001	More than \$1 billion		
\$50,000	\$100,000	\$500,000	to \$1 million	million		million	million	to \$1billion	φτ billion	_	
Estimated Liabilities		•	<b>-</b>	<b>-</b>		CEO 000 001	<b>—</b>	<b>□</b>	Mara than		
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,00 to \$10		\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion		

Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main B1 (Official Form 1) (12/11)) Document Page 2 of 56 **Voluntary Petition** Name of Debtor(s) **Tomas Jaime Perez** This page must be completed and filed in every case) Olga Estela Perez All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Case Number Date Filed: District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11. United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). Exhibit A is attached and made a part of this petition. /s/ Laura R. Caputo Dated: 10/05/2015 Laura R. Caputo **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. П There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) П Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for

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Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

possession was entered, and

period after the filing of the petition.

П

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#### **Voluntary Petition**

This page must be completed and filed in every case)

Name of Joint Debtor(s)

Tomas Jaime Perez Olga Estela Perez

### **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### /s/ Tomas Jaime Perez

#### **Tomas Jaime Perez**

Dated: 10/01/2015

### /s/ Olga Estela Perez

### Olga Estela Perez

Dated: 10/01/2015

#### Signature of Attorney

### /s/ Laura R. Caputo

Signature of Attorney for Debtor(s)

### Laura R. Caputo

Printed Name of Attorney for Debtor(s)

GERACI LAW L.L.C. 55 E. Monroe St., #3400 Chicago, IL 60603 Phone: 312-332-1800

...

Date: 10/05/2015

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States

Code. Certified copies of the documents required by 11 U.S.C. § 1515 are

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person .

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

	Tomas Jaime Perez							
	ed: 10/01/2015 /s/ Tomas Jaime Perez							
l cer	tify under penalty of perjury that the information provided above is true and correct.							
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.							
	Active military duty in a military combat zone.							
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);							
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);							
	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]							
	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.							
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]							
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.							
	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.							

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

		Olga Estela Perez	l	
Dated: 10	/01/2015 /s	/ Olga Estela Perez		X Date & Sign
I certify unde	r penalty of perjury that the	information provided above is true and co	rrect.	
	The United States trustee or bankrup apply in this district.	otcy administrator has determined that the credit counse	eling requirement of	11 U.S.C. § 109(h)
	Active military duty in a military com	nbat zone.		
participat	, ,	109(h)(4) as physically impaired to the extent of being urson, by telephone, or through the Internet.);	unable, after reason	able effort, to
of realizin	Incapacity. (Defined in 11 U.S.C. § and making rational decisions with	§ 109(h)(4) as impaired by reason of mental illness or marespect to financial responsibilities.);	nental deficiency so	as to be incapable
	am not required to receive a credit on for determination by the court.]	counseling briefing because of: [Check the applicable st	tatement.] [Must be	accompanied
your bank managen of the 30-	ruptcy petition and promptly file a cell lent plan developed through the ager day deadline can be granted only for	ourt, you must still obtain the credit counseling briefing trifficate from the agency that provided the counseling, to not be requirements of the result in discause and is limited to a maximum of 15 days. Your cay your bankruptcy case without first receiving a credit counter.	ogether with a copy ismissal of your case ase may also be dis	of any debt e. Any extension
seven day requireme	rs from the time I made my request, a	eling services from an approved agency but was unable and the following exigent circumstances merit a tempora ow. [Must be accompanied by a motion for determination	ary waiver of the cree	dit counseling
the United performin file a copy	I States trustee or bankruptcy admini g a related budget analysis, but I do r	of my bankruptcy case, I received a briefing from a cred strator that outlined the opportunties for available credit not have a certificate from the agency describing the serbing the services provided to you and a copy of any do your bankruptcy case is filed.	t counseling and ass rvices provided to m	isted me in e. You must
the United performing	l States trustee or bankruptcy admini g a related budget analysis, and I hav	of my bankruptcy case, I received a briefing from a crec strator that outlined the opportunties for available credit re a certificate from the agency describing the services nt plan developed through the agency.	t counseling and ass	isted me in

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B6 Summary (Official Form 6 - Summary) (12/14)

In re

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

Case No. Chapter 13

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	Attached YES   NO	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
SCHEDULE A - Real Property	Yes	1	\$204,000	\$0	\$0
SCHEDULE B - Personal Property	Yes	3	\$12,336	\$0	\$0
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$0	\$0	\$0
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$0	\$279,875	\$0
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$0	\$0	\$0
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$0	\$15,660	\$0
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$0	\$0	\$0
SCHEDULE H - CoDebtors	Yes	1	\$0	\$0	\$0
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$0	\$0	\$3,807
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$0	\$0	\$3,552
TOTALS			<b>\$216,336</b> TOTAL ASSETS	\$295,535 TOTAL LIABILITIES	

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B6 Summary (Official Form 6 - Summary) (12/14)

In re

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

Case No. Chapter 13

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

STATISTICAL SUMMARY OF CERTAIN LIABI	ILITIES AND RELATED DAT	A (28 U.S.C. § 159)
If you are an individual debtor whose debts are primarily consumer d U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all	` '	aptcy Code (11
Check this box if you are an individual debtor whose debts are NOT primarily information here.	y consumer debts and, therefore, are	not required to report any
This information is for statistical purposes only under 28 U.S.C § 159		
Summarize the following types of liabilities, as reported in the Schedule	es, and total them	
Type of Liability	Amount	
Type of Liability	Amount	
Domestic Support Obligations (From Schedule E)	\$0.00	
Taxes and Certain Other Debts Owed to governmental	\$0.00	

V 1	
Domestic Support Obligations (From Schedule E)	\$0.00
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$0.00
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$0.00
Student Loan Obligations (From Schedule F)	\$0.00
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$0.00
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$0.00
TOTAL	\$0.00

#### State the following:

Average Income (from Schedule I, Line 16)	\$3,807.02
Average Expenses (from Schedule J, Line 18)	\$3,552.36
Current Monthly Income (from Form 22A-1 Line 11; OR, Form 22B Line 14; or, Form 22C-1 Line 14)	\$3,922.49

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$279,875.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0.00
4. Total from Schedule F		\$15,659.94
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$295,534.94

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
4949 W Strong St, Chicago, IL 60630 (Debtors Primary Residence)	Fee Simple	Н	\$204,000	\$279,875

**Total Market Value of Real Property** 

(Report also on Summary of Schedules)

\$204,000.00

Record # 666969 B6A (Official Form 6A) (12/07) Page 1 of 1

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	C A A	Current Value of Debtor's Interest in Property, Without Deducting Any Secured
01. Cash on Hand	X			
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.				
		savings account with - Bank of America		\$200
		checking account with - Bank of America		\$627
03. Security Deposits with public utilities, telephone companies, landlords and others.	X			
04. Household goods and furnishings, including audio, video, and computer equipment.		Used household goods; TV, DVD player, TV stand, stereo, sofa, vacuum, table, chairs, lamps, bedroom sets, washer/dryer, stove, refrigerator, microwave, dishes/flatware, pots/pans, rugs.		\$3,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, CD's, DVD's, Tapes/Records, Family Pictures		\$400
06. Wearing Apparel		Necessary wearing apparel.		\$300
07. Furs and jewelry.		Earrings, watch, costume jewelry, wedding bands		\$200

Record # 666969 B6B (Official Form 6B) (12/07) Page 1 of 3

# Document Page 10 of 56 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

SCHEDULE B - PERSONAL PROPERTY							
Type of Property	N O N E	Description and Location of Property	C H M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured			
08. Firearms and sports, photographic, and other hobby equipment.	X						
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Term Life Insurance - No Cash Surrender Value.		\$0			
10. Annuities. Itemize and name each issuer.	X						
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X						
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X						
13. Stocks and interests in incorporated and unincorporated businesses.	X						
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X						
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X						
16. Accounts receivable	X						
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X						
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X						
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X						
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X						
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X						
22. Patents, copyrights and other intellectual property. Give particulars.	X						
23. Licenses, franchises and other general intangibles	X						

# Document Page 11 of 56 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

S	СНІ	EDULE B - PERSONAL PROPERTY		
Type of Property	N O N E	Description and Location of Property	C H W J	Current Value of Debtor's Interest in Property, Without Deducting Any Secured
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes  25. Autos, Truck, Trailers and other vehicles	X			
and accessories.		2000 BMW 323i		\$3,678
		2003 Chevrolet Tahoe		\$3,931
26. Boats, motors and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplie used in business.	X			
30. Inventory	X			
31. Animals		Family Pets/Animals: Dogs named Uno and Algodon and a cat named Dali.		\$0
32. Crops-Growing or Harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			

**Total** 

\$12,336.00

(Report also on Summary of Schedules)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### **SCHEDULE C - PROPERTY CLAIMED EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$146.450.*
11 U.S.C. § 522(b)(2)	* Amount subject to adjustment on 4/1/16, and every three years thereafter
11 U.S.C. § 522(b)(3)	with respect to cases commenced on or after the date of adjustment.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
4949 W Strong St, Chicago, IL 60630 (Debtors Primary Residence)	735 ILCS 5/12-901	\$ 30,000	\$204,000
02. Checking, savings or other			
savings account with - Bank of America	735 ILCS 5/12-1001(b)	\$ 300	\$200
checking account with - Bank of America	735 ILCS 5/12-1001(b)	\$ 800	\$627
04. Household goods and furnishings.			
Used household goods; TV, DVD player, TV stand, stereo, sofa, vacuum, table, chairs, lamps, bedroom sets, washer/dryer, stove, refrigerator, microwave, dishes/flatware, pots/pans, rugs.	735 ILCS 5/12-1001(b)	\$ 3,000	\$3,000
05. Books, pictures and other			
Books, CD's, DVD's, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 400	\$400
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 300	\$300
07. Furs and jewelry.			
Earrings, watch, costume jewelry, wedding bands	735 ILCS 5/12-1001(b)	\$ 200	\$200
25. Autos, Truck, Trailers and			
2000 BMW 323i	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b)	\$ 2,400 \$ 1,300	\$3,678
2003 Chevrolet Tahoe	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b)	\$ 2,400 \$ 1,600	\$3,931

<sup>\*</sup> Amount subject to adjustment on 4/1/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankru	vota	Docket #

Judge:

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D. Amount of \* Date Claim was Incured Н Codebtor Claim Without \* Nature of Lien Unsecured W Creditor's Name and Mailing Address Deductina \*Value of Property Subject to Lien Portion, If J **Including Zip and Account Number** Value of Any \*Description of Property Collateral (See Instructions Above) С Dates: 2007-2010 **JPM Chase** \$40,948 \$40,948 Н Nature of Lien: Mortgage - Second Attn: Bankruptcy Dept. Market Value: \$204,000.00 Po Box 24696 Intention: Avoid & Exempt 522 (f) Columbus OH 43224 \*Description: 4949 W Strong St, Chicago, IL Acct #: NULL 60630 (Debtors Primary Residence) Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Gemstone Capital, Inc.

7222 Edinger Ave Ste 200 Huntington Beach CA 92647

Dates: 2005-2015 **Nationstar Mortgage LL** \$238.927 \$34,927 Н Nature of Lien: Mortgage Attn: Bankruptcy Dept. Market Value: \$204,000.00 350 Highland Dr Intention: Reaffirm 524 (c) Lewisville TX 75067 \*Description: 4949 W Strong St, Chicago, IL Acct #: 607125093 60630 (Debtors Primary Residence)

Total

(Report also on Summary of Schedules)

\$279.875

\$75.875

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). Deposits by individuals Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). Taxes and certain other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution.

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using

Commitments to maintain the capital of insured depository institution

Claims for death or personal injury while debtor was intoxicated

alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

U.S.C. § 507 (a)(9).

Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main Document Page 15 of 56 \* Amounts are subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Н **Date Claim Was Incured and** Amount Disputed Codebtor Amount Creditor's Name, Mailing Address w **Consideration For Claim** Entitled **Including Zip Code and Account Number** of Claim J to (See Instructions Above) С Priority [X] None **Total Amount of Unsecured Priority Claims \$0** (Report also on Summary of Schedules)

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Judge:

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C M H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
1	ACL INC. C/O Falls Collection SVC Po Box 668 Germantown WI 53022 Acct #: 3127622A		w	Dates: 2013-2014 Reason: Collecting for Creditor				\$141
2	BK OF AMER Attn: Bankruptcy Dept. 1800 Tapo Canyon Rd Simi Valley CA 93063 Acct #: 90829538		Н	Dates: <b>2005-2013</b> Reason:				\$0
3	BK OF AMER Attn: Bankruptcy Dept. Po Box 982235 El Paso TX 79998 Acct #: NULL		w	Dates: 2011-2015 Reason: Credit Card or Credit Use				\$390
4	BSI Financial Services Attn: Bankruptcy Dept. 314 S Franklin St Titusville PA 16354 Acct #: 1614817311		Н	Dates: <b>2007-2012</b> Reason:				\$0

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS								
	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M		Date Claim Was Incurred and Consideration For Claim. im is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
5	CAP1/Bstby Attn: Bankruptcy Dept. 26525 N Riverwoods Blvd Mettawa IL 60045		Н	Dates: Reason:	1997-2013 Credit Card or Credit Use				\$0
	Acct #: NULL								
6	Capital ONE BANK USA N Attn: Bankruptcy Dept. 15000 Capital One Dr Richmond VA 23238		Н	Dates: Reason:	2007-2015 Credit Card or Credit Use				\$8
	Acct #: NULL								
7	CBNA Attn: Bankruptcy Dept. 50 Northwest Point Road Elk Grove Village IL 60007		Н	Dates: Reason:	1997-2015 Credit Card or Credit Use				\$341
	Acct #: NULL								
8	Chicago Eye Institute  3982 N Milwaukee Chicago IL 60641  Acct #:			Dates: Reason:	2015 Medical Debt				\$26
9	Citibank South Dakota N.A. C/O Midland Funding 8875 Aero Dr Ste 200 San Diego CA 92123 Acct #: 8560048122		Н	Dates: Reason:	2013-2013 Unknown Credit Extension				\$11,920
10	State Collection Servi Attn: Bankruptcy Dept. 2509 S Stoughton Rd Madison WI 53716 Acct #: 16912940		w	Dates: Reason:	2011-2011 Medical Debt				\$423
11	State Collection Servi Attn: Bankruptcy Dept. 2509 S Stoughton Rd Madison WI 53716 Acct #: 16912981		w	Dates: Reason:	2011-2012 Medical Debt				\$140
	10012001	1		I		1			

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
12 State Collection Servi Attn: Bankruptcy Dept. 2509 S Stoughton Rd Madison WI 53716		w	Dates: 2012-2012 Reason: Medical Debt				\$135
Acct #: 18562299							
13 <u>State Collection Servi</u> Attn: Bankruptcy Dept. 2509 S Stoughton Rd Madison WI 53716		w	Dates: 2012-2012 Reason: Medical Debt				\$319
Acct #: 18970559							
14 Syncb/Amazon Attn: Bankruptcy Dept. Po Box 965015 Orlando FL 32896		Н	Dates: 2013-2015 Reason: Credit Card or Credit Use				\$52
Acct #: NULL							
15 Syncb/VALUE CITY FURNI Attn: Bankruptcy Dept. 950 Forrer Blvd Kettering OH 45420		н	Dates: 2014-2015 Reason: Credit Card or Credit Use				\$1,729
Acct #: NULL							
16 <u>University of Illinois Hospital</u> Attn: Bankruptcy Department 7705 Solution Center Chicago IL 60677			Dates: 2015 Reason: Medical/Dental Service				\$36
Acct #:							

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

\$ 15,660

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

In re

Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address,
Including Zip Code,
of Other Parties to Lease or Contract.

Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[X] None

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the

_	_

In re

Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
[X] None	

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	fy your case:		
omas	Jaime	Perez	
st Name	Middle Name	Last Name	
lga	Estela	Perez	
st Name	Middle Name	Last Name	
)	st Name	st Name Middle Name Ilga Estela	st Name Middle Name Last Name Ilga Estela Perez

Che	ck if this is:
	An amended filing
	A supplement showing post-petition chapter 13 income as of the following date:
	MM / DD / YYYY

### Official Form B 61

### **Schedule I: Your Income**

12/13

Be as complete and accurate as possible. If two married people are filing together (Debtor 1 and Debtor 2), both are equally responsible for supplying correct information. If you are married and not filing jointly, and your spouse is living with you, include information about your spouse. If you are separated and your spouse is not filing with you, do not include information about your spouse. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Pa	rt 1: Describe Employment				
1.	Fill in your employment information		Debtor 1		Debtor 2 or non-filing spouse
	If you have more than one job, attach a separate page with information about additional employers.	Employment status	X Employed Not employed		Employed  X Not employed
	Include part-time, seasonal, or self-employed work.	Occupation	Truck Driver		Disabled
	Occupation may Include student or homemaker, if it applies.	Employers name	TransForce Inc.		
		Employers address	5520 Cherokee Av		
			Alexandria, VA 22	312	
		How long employed there?	3		
Pa	rt 2: Give Details About Monthl	y Income			
	Estimate monthly income as of the spouse unless you are separated. If you or your non-filing spouse has lines below. If you need more space	ve more than one employer, comb	ine the information for a		
				For Debtor 1	For Debtor 2 or non-filing spouse
2.	List monthly gross wages, salar deductions). If not paid monthly, c	•	•	\$3,922.49	\$0.00
3.	Estimate and list monthly overting	те рау.		\$0.00	\$0.00
4.	Calculate gross income. Add line	e 2 + line 3.		\$3,922.49	\$0.00

Official Form B 6I Record # 666969 Schedule I: Your Income Page 1 of 2

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Case Number (if known) Document Tomas Jaime Debtor 1

Last Name

First Name

Middle Name

				For Debtor 1		Debtor 2 or filing spouse	
	Cop	y line 4 here	4. [	\$3,922.49		\$0.00	
5.	List all	payroll deductions:					
	5a. 1	ax, Medicare, and Social Security deductions	5a.	\$757.47		\$0.00	
	5b. <b>N</b>	Mandatory contributions for retirement plans	5b.	\$0.00		\$0.00	
	5c. <b>\</b>	oluntary contributions for retirement plans	5c	\$0.00		\$0.00	
	5d. <b>F</b>	Required repayments of retirement fund loans	5d.	\$0.00		\$0.00	
	5e. I	nsurance	5e.	\$0.00		\$0.00	
	5f. <b>[</b>	Domestic support obligations	5f.	\$0.00		\$0.00	
	5g. <b>l</b>	Jnion dues	5g.	\$0.00		\$0.00	
	5h. <b>C</b>	Other deductions. Specify:	5h	\$0.00		\$0.00	
6. /	Add the	payroll deductions. Add lines 5a + 5b + 5c + 5d + 5e +5f + 5g +5h.	6.	\$757.47		\$0.00	
7. (	Calcula	te total monthly take-home pay. Subtract line 6 from line 4.	7.	\$3,165.02		\$0.00	
8. I	ist all	other income regularly received:	_			_	
	8a.	Net income from rental property and from operating a business,					
		profession, or farm					
		Attach a statement for each property and business showing gross receipts, ordinary and necessary business expenses, and the total					
		monthly net income.	8a.	\$0.00		\$0.00	
	8b.	Interest and dividends	8b.	\$0.00		\$0.00	
	8c.	Family support payments that you, a non-filing spouse, or a dependent regularly receive	8c.	\$ 0.00		\$ 0.00	
		Include alimony, spousal support, child support, maintenance, divorce					
		settlement, and property settlement.					
	8d.	Unemployment compensation	8d.	\$0.00		\$0.00	
	8e.	Social Security	8e.	\$0.00		\$642.00	
	8f.	Other government assistance that you regularly receive	8f.	\$0.00		\$0.00	
		Include cash assistance and the value (if known) of any non-cash					
		assistance that you receive, such as food stamps (benefits under the					
		Supplemental Nutrition Assistance Program) or housing subsidies.					
		Specify:					
	8g.	Pension or retirement income	8g.	\$0.00		\$0.00	
	8h.	Other monthly income. Specify:	8h.	\$0.00		\$0.00	
9.	Add	<b>all other income</b> . Add lines 8a + 8b + 8c + 8d + 8e + 8f +8g + 8h.	9.	\$0.00		\$642.00	
10.		ulate monthly income. Add line 7 + line 9.	10.	\$3,165.02		\$642.00 =	\$3,807.02
	Add	the entries in line 10 for Debtor 1 and Debtor 2 or non-filing spouse.	_			·	, , , , , ,
11.	Inclu othe	e all other regular contributions to the expenses that you list in Schedule de contributions from an unmarried partner, members of your household, your friends or relatives.  ot include any amounts already included in lines 2-10 or amounts that are not seem to be a	our depender			le J.	
	Spec						11. \$0.00
12.	Write	the amount in the last column of line 10 to the amount in line 11. The reset that amount on the Summary of Schedules and Statistical Summary of Celebraters and Statistical Su	ertain Liabilitie	•	applies		12. <b>\$3,807.02</b>
13.	x	ou expect an increase or decrease within the year after you file this form No. Yes. Explain:	1?				

Fill	in this ir	nformation to identify yo	our case:				
De	btor 1	Tomas	Jaime	Perez	Check if this is:		
		First Name	Middle Name	Last Name	An amende	ed filing	
De	btor 2	Olga	Estela	Perez	A supplement	ent showing post	-petition chapter 13
(Sp	ouse, if filing)	First Name	Middle Name	Last Name	income as	of the following d	ate:
		-	NORTHERN DISTRICT O	F ILLINOIS		YYYY	
	se Numbe known)	·					
∟ Offi	cial F	orm B 6J				filing for Debtor: separate house	2 because Debtor 2 hold.
		e J: Your Ex	penses				12/13
		'	•	le are filing together, both	are equally responsible for supplyi	ing correct informa	
more	-	needed, attach another		= =	ges, write your name and case nun	=	
Pari	:1:	Describe Your Household					
1. Is	this a jo	int case?					
	No.	Go to line 2.					
[	X Yes.	Does Debtor 2 live in a s	separate household?				
-		X No.					
		Yes. Debtor 2 mus	st file a separate Schedule	e J.			
2.	Do you	have dependents?	No		Dependent's relationship to	Dependent's	Does dependent live
	Do not li Debtor 2	st Debtor 1 and		this information for dent	Debtor 1 or Debtor 2	age	with you?
	Do not s	tate the dependents'			Daughter	18	Yes
	names.						X No
							Yes
							X No
							Yes
							<del>   </del>
							X No
							Yes
							X No
							Yes
3.	Do your	expenses include	X No				
	•	es of people other than and your dependents?	H				
	yoursen	and your dependents?					
Part	2:	Estimate Your Ongoing M	onthly Expenses				
	-				m as a supplement in a Chapter 13		
	nses as c pplicable		uptcy is filed. If this is a	supplemental Schedule J.	check the box at the top of the for	m and fill in	
			ash government assista	nce if you know the value			
of su	ch assist	ance and have included	I it on Schedule I: Your I	Income (Official Form B 6I	.)	Y	our expenses
4.	The ren	tal or home ownership o	expenses for your reside	ence. Include first mortgage	e payments and		
	any rent	for the ground or lot.				4.	\$1,293.00
	If not in	cluded in line 4:					
	4a. Re	eal estate taxes				4a.	\$0.00
	4b. Pr	operty, homeowner's, or	renter's insurance			4b.	\$0.00
	4c. Ho	ome maintenance, repair	, and upkeep expenses			4c.	\$50.00
	4d. Ho	omeowner's association of	or condominium dues			4d.	\$0.00

Schedule J: Your Expenses

Case 15-33940 Desc Main Entered 10/05/15 17:30:59 Doc 1 Filed 10/05/15

Document Page 24 of 56 Tomas Jaime Debtor 1 Case Number (if known) \_ First Name Middle Name Last Name Your expenses

			rour expenses	
5. <b>A</b>	additional Mortgage payments for your residence, such as home equity loans	5.		\$0.00
6. <b>U</b>	Itilities:			
6	a. Electricity, heat, natural gas	6a.		\$300.00
6	b. Water, sewer, garbage collection	6b.		\$67.00
6	c. Telephone, cell phone, internet, satellite, and cable service	6c.		\$361.00
6	d. Other. Specify:	6d.	\$	0.00
7. <b>F</b>	ood and housekeeping supplies	7.		\$475.00
8. <b>C</b>	childcare and children's education costs	8.		\$0.00
9. <b>C</b>	Slothing, laundry, and dry cleaning	9.		\$105.00
10. <b>P</b>	ersonal care products and services	10.		\$80.00
11. N	ledical and dental expenses	11.		\$50.00
	ransportation. Include gas, maintenance, bus or train fare.	12.		\$415.00
13. <b>E</b>	intertainment, clubs, recreation, newspapers, magazines, and books	13.		\$0.00
14. <b>C</b>	Charitable contributions and religious donations	14.		\$0.00
15. lı	nsurance.			
С	o not include insurance deducted from your pay or included in lines 4 or 20.			
1	5a. Life insurance	15a.		\$0.00
1	5b. Health insurance	15b.		\$241.36
1	5c. Vehicle insurance	15c.		\$65.00
1	5d. Other insurance. Specify:	15d.		\$0.00
16. <b>T</b>	axes. Do not include taxes deducted from your pay or included in lines 4 or 20.			
S	pecify:	16.		\$0.00
17. lı	nstallment or lease payments:			
1	7a. Car payments for Vehicle 1	17a.		\$0.00
1	7b. Car payments for Vehicle 2	17b.		\$0.00
1	7c. Other. Specify:	17c.		\$0.00
1	7d. Other. Specify:	17d.		\$0.00
18. <b>Y</b>	our payments of alimony, maintenance, and support that you did not report as deducted			
fı	rom your pay on line 5, Schedule I, Your Income (Official Form B 6I).	18.		\$0.00
	Other payments you make to support others who do not live with you.			
S	specify:	19.		\$0.00
20. <b>C</b>	Other real property expenses not included in lines 4 or 5 of this form or on Schedule I: Your Income.			
2	0a. Mortgages on other property	20a.	\$	0.00
2	0b. Real estate taxes	20b.	\$	0.00
2	0c. Property, homeowner's, or renter's insurance	20c.	\$	0.00
2	0d. Maintenance, repair, and upkeep expenses	20d.	\$	0.00
		20e.	<b>\$</b>	0.00

Official Form 6J Record # 666969 Schedule J: Your Expenses Page 2 of 3 Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main Document Page 25 of 56

Tomas Jaime Debtor 1 Case Number (if known) \_ First Name Middle Name Last Name \$50.00 Pet Care (\$50.00), 21. 21. Other. Specify: 22.. Your monthly expense: Add lines 4 through 21. \$3,552.36 22. The result is your monthly expenses. 23. Calculate your monthly net income. 23a. \$3,807.02 Copy line 12 (your comibined monthly income) from Schedule I. 23a. \$3,552.36 23b. Copy your monthly expenses from line 22 above. 23b.-\$254.66 23c. Subtract your monthly expenses from your monthly income. 23c. The result is your monthly net income. 24. Do you expect an increase or decrease in your expenses within the year after you file this form? For example, do you expect to finish paying for your car loan within the year or do you expect your mortgage payment to increase or decrease because of a modification to the terms of your mortgage? X No Explain Here:

Official Form 6J Record # 666969 Schedule J: Your Expenses Page 3 of 3

### Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main Document Page 26 of 56

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

#### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won 't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 10/01/2015 /s/ Tomas Jaime Perez

**Tomas Jaime Perez** 

Dated: 10/01/2015 /s/ Olga Estela Perez

Olga Estela Perez

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C.

Sections 152 and 3571

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by Geraci Law L.L.C..

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

\*\*DEFINITIONS\*\*

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

SOURCE

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

AMOUNT

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor"s fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

employment	
SOURCE	



#### 02. INCOME OTHER THAN FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor"s business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	•
AMOUNT	SOURCE

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

Spouse			
AMOUNT	SOURCE		
2015: \$642/month 2014: \$7,497 2013: \$0	Social Security Disability		
03. PAYMENTS TO CREDITORS:			
Complete a. or b. as appropriate, and c			
value of all property that constitutes or i were made to a creditor on account of a approved nonprofit budgeting and credi	itor made within 90 days immediately proc s affected by such transfer is not less than domestic support obligation or as part of a tor counseling agency. (Married debtors fil t a joint petition is filed, unless the spouse:  Dates of Payments	\$600.00. Indicate with an asterisk (*) a an alternative repayment schedule unde ling under chapter 12 or chapter 13 mus	any payments that er a plan by an st include payments
of Creditor	Payments	Paid	Still Owing
Nationstar Mortgago I I 350	Monthly	¢ 3.870	\$ 235.048
Nationstar Mortgage LL 350 Highland Dr Lewisville TX 75067	Monthly	\$ 3,879	\$ 235,048
b. DEBTOR WHOSE DEBTS ARE NO 90 days immediately preceding the corrupt such transfer is less than \$5,850*. If the account of a domestic support obligatio and credit counseling agency. (Married both spouses whether or not a joint petitive not and Address	T PRIMARILY CONSUMER DEBTS: List endement of the case unless the aggreg debtor is an individual, indicate with an as nor as part of an alternative repayment sold debtors filing under chapter 12 or chapter tion is filed, unless the spouses are separated.	ach payment or other transfer to any create value of all property that constitutes terisk (*) any payments that were made hedule under a plan by an approved no 13 must include payments and other trated and a joint petition is not filed.)  Amount Paid or Value of	editor made within or is affected by to a creditor on nprofit budgeting nsfers by either or
b. DEBTOR WHOSE DEBTS ARE NO 90 days immediately preceding the com such transfer is less than \$5,850*. If the account of a domestic support obligatio and credit counseling agency. (Married both spouses whether or not a joint peti	F PRIMARILY CONSUMER DEBTS: List earner comment of the case unless the aggreg debtor is an individual, indicate with an asset or as part of an alternative repayment sold debtors filing under chapter 12 or chapter tion is filed, unless the spouses are separate	ach payment or other transfer to any create value of all property that constitutes terisk (*) any payments that were made nedule under a plan by an approved no 13 must include payments and other trated and a joint petition is not filed.)	editor made within or is affected by to a creditor on nprofit budgeting nsfers by either or
Highland Dr Lewisville TX 75067  b. DEBTOR WHOSE DEBTS ARE NO 90 days immediately preceding the comsuch transfer is less than \$5,850*. If the account of a domestic support obligation and credit counseling agency. (Married both spouses whether or not a joint petit Name and Address of Creditor  c. ALL DEBTORS: List all payments macreditors who are or were insiders. (Married both spouses)	T PRIMARILY CONSUMER DEBTS: List endement of the case unless the aggreg debtor is an individual, indicate with an as nor as part of an alternative repayment sold debtors filing under chapter 12 or chapter tion is filed, unless the spouses are separated.	ach payment or other transfer to any create value of all property that constitutes terisk (*) any payments that were made hedule under a plan by an approved no 13 must include payments and other trated and a joint petition is not filed.)  Amount Paid or Value of Transfers  e commencement of this case to or for apter 13 must include payments be either	editor made within or is affected by to a creditor on nprofit budgeting nsfers by either or  Amount Still Owing

X

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF	NATURE	COURT	STATUS
SUIT AND	OF	OF AGENCY	OF
CASE NUMBER	PROCEEDING	AND LOCATION	DISPOSITION

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

STATEMENT	OF FI	NANCIA	<b>AFFAIRS</b>
	$\mathbf{v}_{\mathbf{i}}$		

NONE
X
$\sim$

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person
for Whose Benefit Property
was Seized

Description
and Value
of property
of property



#### 05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller

Date of Repossession, Foreclosure Sale, Transfer or Return

Description and Value of Property



#### 06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Date Terms of
Address of of Assignment or
Assignee Assignment Settlement



b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and<br/>AddressName & LocationDateDescriptionAddressof Court Caseofand Value ofof CustodianTitle & NumberOrderProperty

#### 07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person or to Debtor, of and Value Organization If Any Gift Deurch Schurch Yearly \$300

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

### STATEMENT OF FINANCIAL AFFAIRS

NONE
V
Х

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Description of Circumstances and, Date
Value if Loss Was Covered in Whole or in of
of Property Part by Insurance, Give Particulars Loss

09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Date of Payment, Amount of Money or Address Name of Payer if Description and of Payee Other Than Debtor Value of Property

Geraci Law, LLC 55 E Monroe St Suite #3400 Chicago, IL 60603 Value of Property
Payment/Value:
\$4,000.00: \$1,115.00
paid prior to filing,
balance to be paid

through the plan.

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Date of Payment, Amount of Money or description Address Name of Payer if of Payee Other Than Debtor Value of Property

Hananwill Credit Counseling, 2015 \$20.00

115 N. Cross St., Robinson, IL 62454



#### 10. OTHER TRANSFERS

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security with two (2) years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of . Describe Property Transferred Transferee, Relationship . and to Debtor Date Value Received



10b. List all property transferred by the debtor within ten (10) years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

Name of Date(s) Amount and Date
Trust or of of Sale or
other Device Transfer(s) Closing

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

### STATEMENT OF FINANCIAL AFFAIRS



#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and
Address of
Institution

Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing



#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any



### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

#### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

Daughter, Debtor's residence

\$1,500 checking account opened while 18-year old

Bank of America

Daughter, Debtor's residence

daughter was still a minor \$2,300 savings account opened while 18-year old daughter was still a minor

**Public Bank** 

Daughter, Debtor's residence

\$5,000, certificate of deposit opened while 18-year old daughter was still a minor Bank of America

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

STA	ΓEMENT	OF FIN	NANCIA	L AFFAIRS
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	NONE
ı	V
ı	A

		ment of this case, list all premises which the debtor occupied petition is filed, report also any separate address of either	I
Address	Name Used	Dates of Occupancy	
	munity property state, commonwealth,	territory ( including Alaska, Arizona, California, Idaho,	
If the debtor resides or resided in a com Louisiana, Nevada, New Mexico, Puerto	munity property state, commonwealth, on Rico, Texas, Washington, or Wisconsi	r territory ( including Alaska, Arizona, California, Idaho, ) within eight (8) years immediately preceding the r former spouse who resides or resided with the debtor in the	

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.



17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

Name and Address Environmental Site Name Date and Address of Governmental Unit of Notice Law



17b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice Law

Record #: 666969 B7 (Official Form 7) (12/12) Page 6 of 10 Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main Document Page 33 of 56

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

T	1 - 1		Estela Perez	/ D - I-4
TOMAS .	Jaime Perez	ano Uloa	Estela Perez	/ Deblors

Bankruptcy Docket #:

Judge:

<b>STATEME</b>	NT OF	FINANC	ΙΔΙ	<b>AFFAIRS</b>
		1 111/2110		

	NONE
ı	~
ı	ж

17c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

Name and Address of	Docket	Status of
Governmental Unit	Number	Disposition



#### 18 NATURE, LOCATION AND NAME OF BUSINESS

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six (6) years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six (6) years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six (6) years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six (6) years immediately preceding the commencement of this case.

Other TaxPayer I.D. No.	Address	Business	Ending Dates
Soc. Sec. No./Complete EIN or		of	and
Name & Last Four Digits of	•	Nature	Beginning



b. Identify any business listed in subdivision a., above, that is "single asset real estate" as defined in 11 USC 101.



The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:

List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

|--|

Record #: 666969 B7 (Official Form 7) (12/12) Page 7 of 10

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Name and Address

Bankruptcy Docket #:

	STATEMENT OF FINAN	ICIAL AFFAIRS
	who within two (2) years immediately preceding the financial statement of the debtor.	ne filing of this bankruptcy case have audited the books of
,		
Name	Address	Dates Services Rendered
Name	Addiess	Refluered
	ho at the time of the commencement of this case account and records are not available, explain.	were in possession of the books of account and records of
·	•	
Name	Address	
. tuillo		
	creditors and other parties, including mercantile a 2) years immediately preceding the commencement	and trade agencies, to whom a financial statement was ent of this case.
(-	,,,	
Name and Address	Date Issued	
Audiess	Issueu	
). INVENTORIES		
		erson who supervised the taking of each inventory, and the
ollar amount and basis of each i	•	
Date of	Inventory	Dollar Amount of Inventory (specify cost, market of other
Inventory	Supervisor	basis)
List the name and address of t	he person having possession of the records of ea	ach of the inventories reported in a., above.
Date	Name and Addresses of Custodian	
of Inventory	of Inventory Records	
I. CURRENT PARTNERS, OF	FICERS, DIRECTORS AND SHAREHOLDERS:	
If the debtor is a partnership, li	st nature and percentage of interest of each men	nber of the partnership.
Name	Nature	Percentage of
and Address	of Interest	Interest

Title

Nature and Percentage of

Stock Ownership

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# Document Page 35 of 56 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas	Jaima Baraz	and Olga Estela Perez	/ Dobtoro	
Tomas .	Jaime Perez	and Ulda Estela Perez	z / Debtors	

Bankruptcy Docket #:

Judge:

2. FORMER PARTNERS, OFFICERS, I	DIRECTORS AND SHAREHOLDER	S:	
the debtor is a partnership, list the natur	e and percentage of partnership into	erest of each member of the partnership.	
		Date of	
Name	Address	Withdrawal	
	officers, or directors whose relations	nip with the corporation terminated within one (1) year	
nmediately preceding the commencemen			
Name		Date of	
and Address	Title	Termination	
the debtor is a partnership or corporatio rm, bonuses, loans, stock redemptions,	n, list all withdrawals or distributions	ORATION:  credited or given to an insider, including compensation ir quisite during one year immediately preceding the	n any
the debtor is a partnership or corporatio rm, bonuses, loans, stock redemptions,	n, list all withdrawals or distributions	credited or given to an insider, including compensation in	n any
the debtor is a partnership or corporatio rm, bonuses, loans, stock redemptions, ommencement of this case.  Name and Address of Recipient, Relationship to	n, list all withdrawals or distributions options exercised and any other pe Date and Purpose of	credited or given to an insider, including compensation in equisite during one year immediately preceding the  Amount of Money or  Description and value of	n any
the debtor is a partnership or corporation, bonuses, loans, stock redemptions, ommencement of this case.  Name and Address of	n, list all withdrawals or distributions options exercised and any other pe  Date and	credited or given to an insider, including compensation in quisite during one year immediately preceding the  Amount of Money or	n any
the debtor is a partnership or corporatio rm, bonuses, loans, stock redemptions, ommencement of this case.  Name and Address of Recipient, Relationship to	n, list all withdrawals or distributions options exercised and any other pe Date and Purpose of	credited or given to an insider, including compensation in equisite during one year immediately preceding the  Amount of Money or  Description and value of	n any
the debtor is a partnership or corporatio rm, bonuses, loans, stock redemptions, ommencement of this case.  Name and Address of Recipient, Relationship to Debtor	n, list all withdrawals or distributions options exercised and any other pe Date and Purpose of	credited or given to an insider, including compensation in equisite during one year immediately preceding the  Amount of Money or  Description and value of	n any
the debtor is a partnership or corporation, bonuses, loans, stock redemptions, ommencement of this case.  Name and Address of Recipient, Relationship to Debtor  4. TAX CONSOLIDATION GROUP:	n, list all withdrawals or distributions options exercised and any other pe  Date and Purpose of Withdrawal  e and federal taxpayer identification	credited or given to an insider, including compensation in equisite during one year immediately preceding the  Amount of Money or  Description and value of	up for
orm, bonuses, loans, stock redemptions, ommencement of this case.  Name and Address of Recipient, Relationship to Debtor  4. TAX CONSOLIDATION GROUP:	n, list all withdrawals or distributions options exercised and any other pe  Date and Purpose of Withdrawal  e and federal taxpayer identification	credited or given to an insider, including compensation in equisite during one year immediately preceding the  Amount of Money or Description and value of Property  number of the parent corporation of any consolidated grounds.	up for

X

### 25. PENSION FUNDS:

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six (6) years immediately preceding the commencement of the case.

Name of TaxPayer
Pension Fund Identification Number (EIN)

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors Bankruptcy Docket #:

Judge:

### STATEMENT OF FINANCIAL AFFAIRS

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 10/01/2015 /s/ Tomas Jaime Perez

Tomas Jaime Perez

Dated: 10/01/2015 /s/ Olga Estela Perez

Olga Estela Perez

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

Record #: 666969 B7 (Official Form 7) (12/12) Page 10 of 10

# Document Page 37 of 56 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas J	Jaime Perez	and Olga	Estela Pe	rez / Debtors
i Oilias u	anne i cicz	una Oiga	Lottia i c	ICE / DUDIOIS

Bankruptcy Docket #:

Judge:

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DERTOR 2016R

	DISCLUSURE OF COM	WIPENSATION OF ATTORNEY FOR DEBTOR - 201	0B
	at compensation paid to me within one year	Bankr. P. 2016(b), I certify that I am the attorney for the above name before the filing of the petition in bankruptcy, or agreed to be paid to s) in contemplation of or in connection with the bankruptcy case is as follows:	
	The compensation paid or promised by the De	ebtor(s), to the undersigned, is as follows:	
	For legal services, Debtor(s) agrees to pay and	I have agreed to accept	\$4,000.00
	Prior to the filing of this Statement, Debtor(s) ha	as paid and I have received	\$1,115.00
	The Filing Fee has been paid.	Balance Due	\$2,885.00
2.	The source of the compensation paid to me wa	as:	
	Debtor(s) Other: (specify)		
3.	The source of compensation to be paid to me of Debtor(s)  Other: (crecifu)	on the unpaid balance, if any, remaining is:	
	Ctrici: (apeciny)	er, assignment or pledge of property from the debtor(s) except the	following for the
4.	The undersigned has not shared or agreed to s	share with any other entity, other than with members of the undersigned's law out the client's consent, except as follows: <b>None.</b>	
5.	The Service rendered or to be rendered inclu	de the following:	
(a)	•	ng advice and assistance to the client in determining whether to file a petition	
(b)	under Title 11, U.S.C.  Preparation and filing of the petition, schedules	s, statement of affairs and other documents required by the court.	
(c)	Representation of the client at the first schedu	· · ·	
		CERTIFICATION	
		I certify that the foregoing is a complete statement of any agreement or a for payment to me for representation of the debtor(s) in this bankruptcy	
		Respectfully Submitted,	
Da	ate: 10/05/2015	/s/ Laura R. Caputo	
		Laura R. Caputo GERACI LAW L.L.C. 55 E. Monroe Street #3400	

55 E. Monroe Street #3400 Chicago, IL 60603

Phone: 312-332-1800 Fax: 877-247-1960

666969 Page 1 of 1 Record # B6F (Official Form 6F) (12/07)

# CNASCONE STEERING TO STEER CONTROL OF SERVICE 
Date: 7/14/2015

Consultation Attorney: LRR

Record #: 666-969

### **Attorney - Client Agreement**

The undersigned hires Geraci Law L.L.C. and its associated attorneys for representation in a Chapter 13 bankruptcy under the following terms and conditions. I have signed and received a copy the "Court Approved Retention Agreement" (CARA) between Chapter 13 Debtors and their Attorneys" as established by the Bankruptcy Court for the Northern District of Illinois, and any terms that conflict with it are null and void. understand I must comply with those terms. Attorney fees for filed Chapter 13 Bankruptcy shall be the fee stated in the CARA I have received the 11U.S.C § 527(a) disclosures. I have been advised of my chapter 7 alternative and choose to file Chapter 13 instead even though it usually costs more. More than one attorney and paralegal will work on my case.

FEES: This does NOT INCLUDE court filing fees of \$310, costs for credit counseling or financial management classes. Any amount not paid prior to the case being filed shall be paid through the Chapter 13 Trustee. These fees are fixed, but the attorneys may apply to the court for additional fees if allowed by the CARA or other circumstances, such as extended evidentiary hearings, contested adversary proceedings or appeals. If the Court awards additional fees, they will also be paid through the Chapter 13 Trustee. Fees are "flat fees" and "advance payment retainers" for pre-filling and pre-confirmation work, become property of this firm on payment, and are deposited into the firm's operating account. Payments are applied to the "flat fee". If this contract is terminated by either party prior to the filing of the case, we will submit any dispute to binding arbitration within 30 days. If I close my file or breach this contract I agree to pay for the work done to that time. I assign to my attorney all amounts tendered as filing fees or court costs and authorize my attorney to transfer said funds from his trust account to his operating account in payment of all outstanding fees owed by me if case is not filed.

No other work: Geraci Law is not representing me in state or other courts regarding creditors in my bankruptcy. Any state court action not stopped by the Automatic Stay of a filed bankrutpcy is my responsibility. Injury or other claims or property I must disclose any such claims or propery I now have or acquire after filing Chapter 13 to both the

Chapter 13 trustee and to the court in a filed amendment and obtain authority to keep them or pay those claims to the Trustee.

 ${\cal O}$  months. The payment and length of the plan are based PLAN: The plan payment is estimated to be \$ per month for on the information I have provided, including income, expenses, assets and debts. If these amounts are not accurate, my plan payment or duration may need to be increased. In addition, the Court, Chapter 13 Trustee or creditors could object to my proposed Chapter 13 payment, which may cause it to increase. I further understand that if my income or expenses change during my Chapter 13, my plan payment may have to change. I agree to read my petition and plan and study it before signing it so I know what is included, INCLUDING what I am listing as debts, what my property is, what my assets are and if they are claimed as exempt, and to make full disclosure.

My plan payment DOES include the following, unless stated otherwise: mortgage arrears; association arrears; vehicles; tax debt; support obligations that are post due (but not future) parking tickets (not traffic fines); debts pursuant to a divorce decree/marital settlement you listed; other secured debts including furniture, electronics, etc.; all other unsecured debts; other:

My plan payment does NOT include include future mortgage, rent, condo fees and support payments; criminal fines/court fees; rent/lease arrears; student loan principal and interest unless 100% planned to unsecured creditors, sold property taxes; debts incurred after the case is filed, including any association fees as long as the property is in my name, other

Student loans: are usually NEVER paid 100% in a Chapter 13, but are paid the same percentage as unsecured creditors without interest, so my student loans will CONTINUE to accrue interest, and if I don't pay them directly they will be even larger at the end of the plan, so I have been told about this and I will deal with my student loans myself directly

Debts not discharged if they not paid in full: student loans; educational debts, unfilled or late filed tax debts; undisclosed debts; support/maintenance debts; debts incurred by fraud, or debts listed in your red folder or found non-dischargeable by a Judge. Representation limited to Bankruptcy Court We do not represent you in state court, or in loan modifications or similar matters. If I am eligible to receive a tax refund during my Chapter 13, I understand I must turn it over to the Chapter 13 Trustee unless I am specifically advised that I do not need to. This may change on a yearly basis, so I must check with my attorneys every year. I also understand that if I receive any significant sums of money other than through employment, including but not limited to life insurance proceeds, workers compensation award, personal injury or other court settlement, I MUST notify my attorney immediately and I may have to pay some or all of the funds into my Chapter 13 plan.

cannot transfer any property or incur any credit or debt without the express permission of my attorney or the Court and I must make full disclosure of all income, expenses, debts and assets in my initial consultation and on my bankruptcy petition. If I fail to remain current in a domestic support obligation, fail to certify to the Court that I have remained current, or if I fail to take my financial management class, that my case may be closed without a discharge, and I will be required to pay a fee to have it reopened.

omas Perez (Debtor)

Representing Geraci Law L.L.C.

# UNITED STATES BANKROP PCY 5COURT NORTHERN DISTRICT OF ILLINOIS

# RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS

(Court-Approved Retention Agreement, revised as of 4/20/15)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure, but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to certain services from their attorneys, but debtors also have responsibilities to their attorneys. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved this agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys, including how their attorneys will be paid for their services in the Chapter 13 case. By signing this agreement, debtors and their attorneys accept these responsibilities.

The Bankruptcy Code may require a debtor's attorney to provide the debtor with certain documents and agreements at the start of the representation. The terms of this court-approved agreement take the place of any conflicting provision in an earlier agreement. This agreement cannot be modified in any way by other agreements. Any provision of another agreement between the debtors and the attorney that conflicts with this agreement is void.

### A. BEFORE THE CASE IS FILED

#### THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

### THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy Rule, and explain how and when the attorney's fees and the trustee's fees are determined and paid.



- Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Mail 3. Personally review with the debtor and sument conflage decition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)
- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.
- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

### B. AFTER THE CASE IS FILED

### THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor must also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, marriage, divorce or separation, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce.)
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.
- 9. Supply the attorney with copies of all tax returns filed while the case is pending.

### THE ATTORNEY AGREES TO:

1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.



CARA Page 2 of 6

- Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main 2. Inform the debtor that the debtor meant tual and and the task of a joint filing, that both spouses must appear at the same meeting.
- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341 meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary statements, amended statements, and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case.

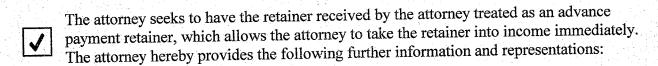


# C. TERMINATION OR CONVERSION OF THE CASE AFTER ENTRY OF AN ORDER APPROVING FEES AND EXPENSES

- 1. Approved fees and expenses paid under the provisions set out below are generally not refundable in the event that the case is dismissed prior to its completion, unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If such a dismissal is due to a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 2. If the case is dismissed after approval of the fees and expenses but before payment of all allowed fees and expenses, the order entered by the Bankruptcy Court allowing the fees and expenses is not a judgment against the debtor for the unpaid fees and expenses based on contract law or otherwise.
- 3. If the case is converted to a case under chapter 7 after approval of the fees and expenses under this agreement but before the payment of all fees and expenses, the attorney will be entitled to an administrative claim in the chapter 7 case for any unpaid fees and expenses, pursuant to section 726(b) of the Bankruptcy Code, plus any conversion fee the attorney pays on behalf of the debtor.

## D. RETAINERS AND PREVIOUS PAYMENTS

1. The attorney may receive a retainer or other payment before filing the case but may not receive fees directly from the debtor after the filing of the case. Unless the following provision is checked and completed, any retainer received by the attorney will be treated as a security retainer, to be placed in the attorney's client trust account until approval of a fee application by the court.



- (a) The special purpose for the advance payment retainer and why it is advantageous to the debtor is as follows: purpose: provide some money for attorney without waiting 6 months. Advantage to debtor: costs client less by reducing administrative expense and encouraging efficiency rather than charging by hour and submitting bills.
- (b) The retainer will not be held in a client trust account and will become property of the attorney upon payment and will be deposited into the attorney's general account;
- (c) The retainer is a flat fee for the services to be rendered during the chapter 13 case and will be applied for such services without the need for the attorney to keep detailed hourly time records for the specific services performed for the debtor;



- Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Mail (d) Any portion of the retainer that Dagunentied Page 430 for Expenses will be refunded to the client; and
- (e) The attorney is unwilling to represent the debtor without receiving an advanced payment retainer because of the nature of the chapter 13 case, the fact that the great majority of services for such case are performed prior to its filing, and the risks associated with the representation of debtors in bankruptcy cases in general.
- 2. In any application for compensation the attorney must disclose to the court any fees or other compensation paid by the debtor to the attorney for any reason within the one year before the case filing.

## E. CONDUCT AND DISCHARGE

- 1. Improper conduct by the attorney. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 2. Improper conduct by the debtor. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise engaging in improper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 3. Discharge of the attorney. The debtor may discharge the attorney at any time.

## F. ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES AND EXPENSES

- 1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a flat fee of \$ 4.000.00
- 2. In addition, the debtor will pay the filing fee required in the case of \$310.00

3. Before signing this agreement, the attorney has received ,\$ \[ \frac{1}{5} \]	
toward the flat fee, leaving a balance due of \$2885.09; and \$310	_for expenses
leaving a balance due for the filing fee of \$	

化多连连汽车的 机工工管 使用 海 医多种毒素 医二氏病



Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main 4. In extraordinary circumstances, such Quantitated extraction for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

Signed:

Sou

Co-Debtor(s)

Attorney for the Debtor(s)

Do not sign this agreement if the amounts are blank.

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Tomas Jaime Perez and Olga Estela Perez / Debtors

In re

Bankruptcy Docket #:

Judge:

#### **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 10/01/2015 /s/ Tomas Jaime Perez

**Tomas Jaime Perez** 

X Date & Sign

Dated: 10/01/2015 /s/ Olga Estela Perez

Olga Estela Perez

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

B 201A (Form 201A) (11/11)

## Document Page 46 of 56 In re. Tomas Jaime Perez and Olga Estera Perez / Debtors

### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly- addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <a href="before">before</a> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

### Chapter 7: Liquidation (\$245 filing fee, \$75 administrative fee, \$15 trustee surcharge: Total fee \$335

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are

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Form B 201A, Notice to Consumer Debtor(s)

In re Tomas Jaime Perez and Olga Estela Perez / Debtors

found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1,167 filling fee, \$550 administrative fee: Total fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$75 administrative fee: Total fee \$275)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for

Dated: 10/01/2015	/s/ Tomas Jaime Perez	
	Tomas Jaime Perez	
Dated: 10/01/2015	/s/ Olga Estela Perez	
	Olga Estela Perez	
Dated: 10/05/2015	/s/ Laura R. Caputo	
	Attorney: Laura R. Caputo	

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B1 (Official Form 1) (12/11)

Voluntary Petition

This page must be completed and filed in every case)

Name of Joint Debtor(s)

Tomas Jaime Perez Olga Estela Perez

### **Signatures**

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**Tomas Jaime Perez** 

Dated: 10 / /2015

Olga Estela Perez

Dated: 101 01 12015

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition

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☐ I request relief in accordance with chapter 15 of title 11, United States

Code. Certified copies of the documents required by 11 U.S.C. § 1515 are

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

<< Sign & Date on Those Lines

<< Sign & Date on Those Lines

Signature of Attorney

Signature of Attorney for Debtor(s)

Laura R. Caputo

Printed Name of Attorney for Debtor(s)

GERACI LAW L.L.C. 55 E. Monroe St., #3400 Chicago, IL 60603

Phone: 312-332-1800

Dated:

 $^{\circ}$  in a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is

Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section.

Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

1. Within the 180 days before the thing of my dentituded the opportunities for available credit counseling and assisted me in the United States trustee or bankruptey administrator that outlined the opportunities for available credit counseling and assisted me in the United States trustee or bankruptey administrator that outlined the opportunities for available credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in the Interest of County of the United States and the Interest of County of the United States and the Interest of County of County of the County of C	Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit course.	unseling agency approved by
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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

the certificate and a copy of any debt repays  2. Within the 180 days before the fill		ceived a briefing from a cre	lit counseling agency a	pproved by
2. Within the 180 days before the fill the United States trustee or bankruptcy adroperforming a related budget analysis, but I file a copy of a certificate from the agency of through the agency no later than 14 days a	ministrator that outlined the opp do not have a certificate from the describing the services provide	ne agency describing the se d to you and a copy of any	rvices provided to me.	You must
<ol> <li>I certify that I requested credit conseven days from the time I made my reque requirement so I can file my bankruptcy carcircumstances here.]</li> </ol>				
If your certification is satisfactory to t your bankruptcy petition and promptly file management plan developed through the of the 30-day deadline can be granted onl court is not satisfied with your reasons for	a certificate from the agency of agency. Failure to fulfill these by for cause and is limited to a number of the filling your bankruptcy case with	requirements may result in naximum of 15 days. Your hout first receiving a credit	dismissal of your case. case may also be dism counseling briefing.	Any extension issed if the
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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

## **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

## DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 20 / 1 /2015

X Date & Sign

Tomas Jaime Perez

Dated: 10 1 0 / 12015

Olga Estela Perez

X Date & Sign

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both, 18 U.S.C.
Sections 152 and 3571

# DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by Geraci Law L.L.C..

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

# DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and NOT a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

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24. TAX CONSOLIDATION GROUP:

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six (6) years immediately preceding the commencement of the case.

Name of Parent Corporation Taxpayer

Identification Number (EIN)



25. PENSION FUNDS:

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six (6) years immediately preceding the commencement of the case.

Name of Pension Fund TaxPayer

Identification Number (EIN)

# DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 20/\_/\_/2015

Tomas Jaime Perez

X Date & Sign

Dated: 10 | 01 |2015

Olga Estela Perez

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18
U.S.C. Sections 152 and 3571

Record #: 666969

B7 (Official Form 7) (12/12)

Page 10 of 10

# DISCLAIMER Debtors navegead anafagree:

- Divorce or family support debts to a spouse, ex-spouse, child, guardian ad litem or similar person or entity in connection with a separation agreement, divorce decree or court order are not dischargable. Priority support debts must be paid in full in your Chapter 13 or it cannot be confirmed. DEBTS YOU AGREED TO ASSUME IN MARITAL SETTLEMENT AGREEMENTS are NON-DISCHARGEABLE if your ex-spouse files an adversary complaint, and the Judge rules that (a) you do not have the ability to pay the debt OR (b) discharging such debt would result in a benefit to you that outweighs the detriment to ex-spouse or your child. You agree to get advice in writing from your divorce attorney and send to us with copy of agreement. You must list any ex-spouse or spouse as a creditor. No guarantee any divorce debt is dischargeable. Property you are still on title to, or have a right to in a divorce, may be taken by a Bankruptcy trustee in a Chapter 7 and sold, or may be disposable income in a 13.
- Student loans and educational benefits are not discharged in Chapter 7 or 13 if government insured loan or owed to non-profit school unless you pay us to file a complaint within the bankruptcy to prove repayment would be an "undue hardship", and win. Interest on student loans continue to run while you are in a Chapter 13.
- Cosigners, joint applicants, debts of persons other than debtor, debts incurred during marriage in community property states, or for family support are not discharged and Joint, community or co-signers are not protected from collection unless you pay 100% of the debt. Creditors can collect from co-signors and put your bankruptcy on their credit report, and report them negatively to credit bureaus. You may prevent this by making the regular payments to the creditor. Creditors can liquidate collateral of your co-signer and refuse to continue payment in installments. Property you are joint on with other persons can be LIQUIDATED to pay your creditors.
- TAX DEBTS. Most taxes are not discharged in bankruptcy. However, income tax debt (1040 type tax) can be discharged if the following four rules are met: (1). The tax return was DUE at least 3 YEARS (plus extensions) before the filing of your bankruptcy case. (2). You FILED your income tax return at least 2 YEARS before your bankruptcy was filed. (You did not file a return if the tax authority or IRS had to file one for you, or if you didn't send the return to the District Director) (3). You did not wilfully intend to evade the tax. (4). The tax must have been ASSESSED over 240 DAYS before the bankruptcy filing. We recommend you meet with the IRS or state department of revenue to make sure all the conditions have been met, before you hire us or file a bankruptcy. Fraudulent taxes and taxes on unfiled returns can be discharged in a Chapter 13 case. Time in an offers in compromise, & time in bankruptcy plus 6 months, will extend the above time periods. Employers' share of FICA & FUTA is dischargeable, but not trust fund taxes like the employee's funds or sales tax.
- 5. Fines, traffic tickets, parking tickets, penalties to governmental unit are not discharged in Chapter 7, may not be discharged in 13 without full payment.
- 6. Non filing spouse: If you file individually, your spouse is not our client. Only your debts are discharged. If you want to protect a non-filing spouse, pay their bills or file a joint case with them. Family expenses (medical bills, rent and necessities may be collected from a non-filing spouse). Wisconsin, community property is liable for community debts. 7. DUI PERSONAL INJURIES, DEBTS YOU DON'T LIST are not discharged.
- 8. DEBTS where creditors successfully object to discharge may survive Creditors, the Trustee, or Court, can try to deny discharge based on many factors,
- a. Income sufficient to pay a percentage of your unsecured debt. b. Failure to keep books and records documenting your financial affairs. c. Luxury purchases or cash advances within 60 days of filing or without intent or ability to repay. d. Debts you made by false pretenses, breach of fiduciary duty, wilful and malicious injuries to others e. Benefit overpayments like aid or unemployment if a determination of fraud has been made before or during bankruptcy. f. Failure to appear at meetings, court dates, or co-operate with the Trustee.
- 9. INTEREST ON NON-DISCHARGEABLE DEBTS in a Chapter 13 continues to accrue, and CREDITORS WHO DO NOT FILE CLAIMS in your Chapter 13 plan within 90 days (180 days for governmental units) of the meeting of creditors, do not get paid. Your plan and their claim should provide for interest at contract rate, or you will have to pay the debt outside the Chapter 13 plan. Property taxes must be paid by you directly to avoid sale for delinquent taxes.
- 10. LIQUIDATION OF REAL AND PERSONAL PROPERTY. If you file a Chapter 7, any property that is not listed and claimed exempt on Schedule C pursuant to state or federal law is taken and sold by the trustee to pay creditors. You agree to assume the risk that your property will be taken and sold by the bankruptcy trustee (at or less than what it is worth) if we can't protect it under applicable state law. You get a discharge, but the trustee can take property not listed and exempted on schedules B and C and sell it for whatever price will provide some benefit to creditors.
- 11. CHANGE IN LAWS. Laws & court cases change constantly. We can file your case today if you pay us in full (some attorneys give credit, we don't) pay the filing fee and sign your petition in our main office. ANY DELAY either in hiring us, or after, IS YOUR REPSONSIBILITY. ADVERSE RULINGS Judges that sit in adjoining courtrooms can rule differently on the same facts. We can predict but can't guarantee a judge will or will not rule against you. You accept the risk of a
- 12. PAYMENTS TO CREDITORS YOU PREFERRED to pay more than \$600 in front of others, within 1 yr if a relative or insider, or within 90 days if another creditor, so don't pay off debts to keep credit cards or protect others. TRANSFERS OF PROPERTY within 4 years that made you unable to pay your debts at the time can be reversed by a Trustee and the transferee will have to give back the property you transferred.
- 13. SURRENDER OF PROPERTY Bankruptcy gets rid of debts, but real estate, condos and time shares remain in your name until a foreclosure sale or the lender accepts a deed in lieu of foreclosure. Turn condo keys over to condo association or remain liable for assessments after filing, and make sure you keep buildings & land insured and maintained and secured until it is taken back by lender or out of your name. If you let a house go vacant and pipes explode or someone gets
- 14. RIGHT TO RECEIVE inheritances, tax refunds, injury claims, compensation of any kind, insurance or realty commissions, are property of the bankruptcy estate and you will surrender these to the trustee unless they are claimed exempt on Schedule C, and no objection to your claim of exemption is upheld. Do not deduct extra money from taxes so you are entitled to a refund, change your W-9 if necessary.
- 15. JOINT ACCOUNT HOLDERS holders entire amount in the account could be taken by the trustee under Chapter 7.
- 16. MARRIED COUPLES GOING THROUGH DIVORCE: We have been advised to seek independent counsel for our bankruptcy. We understand that Peter Francis Geraci does not represent us with regard to any divorce matters and does not make any representations regarding what will happen in divorce court. We have decided to file a bankruptcy together dispite the fact that we are getting a divorce and our interests could be adverse. We have agreed to cooperate with each
- 17. AUTO LEASES & INSTALLMENT AGREEMENTS to purchase things, leases and almost all contracts will be void after bankruptcy. They are "executory contracts", and if they are of no benefit to the bankruptcy estate and not assumed within 60 days of filling, they are void. Debtors have been warned of this, and unless there is a novation under state law, or agreement not to use bankrptcy to void the contract, the debtors rights under the contract are extinguished. Debtor agrees to be responsible for obtaining such agreements or losing rights under such contracts. Debtor agrees that his or her attorney will not file motions to assume
- 18. Setoffs if you have money in a credit union or creditor account, or other loans that cross-collateralized, any money or property may be taken for both loans. The Undersigned have read the above & assume the risk that a debt is not discharged in bankruptcy, that our non-exempt property will be taken and sold by the bankruptcy trustee if it can't be protected, that the trustee might object if I/we have excess income, or change in State, Federal or Bankruptcy laws before the case

is filed in Court AND WE HAVE TO READ, CHECK, & MAKE SURE OUR PETITION IS ACCURATEIN

Dated: 10

omao Tomas Jaime Perez X Date & Sign

Dated: 10 1 01 12015

Olga Éstela Perez

X Date & Sign

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Tomas Jaime Perez and Olga Estela Perez / Debtors

Bankruptcy Docket #:

Judge:

## VERIFICATION OF CREDITOR MATRIX

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

Dated: 101 01 12015

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

Case 15-33940 Doc 1 Filed 10/05/15 Entered 10/05/15 17:30:59 Desc Main Document Page 55 of 56

16b. Fill in the state in which you live.  16c. Fill in the number of people in your household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income for your state and size of household.  16c. Fill in the median family income income amounts, go online using the link specified in the separate instructions for this list may also be available at the bankruptcy clerk's office.  16c. Fill in the median family income income amounts, go online using the link specified in the separate instructions of this is more than line 16c. On the top of page 1 of this form, check box 1, Disposable income is not determined under 11 U.S.C. § 1325(b)(3). Go to Part 3. Do NOT fill out Calculation of Disposable Income (Official Form 22C-2). On line 39 of that form, copy your current monthly income from line 14 above.  16c. § 1325(b)(3). Go to Part 3. Do NOT fill out Calculation of Disposable Income (Official Form 22C-2). On line 39 of that form, copy your current monthly income from line 11 U.S.C. § 1325(b)(4)  16c. § 1325(b)(3). Go to Part 3. Do NOT fill out Calculation of Disposable Income (Official Form 22C-2). On line 39 of that form, copy your current monthly income from line 11 U.S.C. § 1325(b)(4) allows you to deduct part of your spouse's income, copy the amount from line 13d.  16c. § 1325(b)(3). Go to Part 3. Do NOT fill out Calculation of Disposable Income (Official Form 22C-2). On line 39 of that form, copy your current monthly income for the year. § 1325(b)(4) allows you to deduct part of your spouse's income, copy the amount from line 13d.  16c. § 1325(b)(3)	Calculate the median family income that applies to you. Follow these steps:		
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13. \$84,901.00	6a, Fill in the state in which you live.		
66. Fill in the median family income for your state and size of household.  To find a list of applicable median income amounts, go online using the link specified in the separate instructions for this form. This list may also be available at the bankruptcy clerk's office.  Also do the lines compare?  78. Xine 15b is less than or equal to line 16c. On the top of page 1 of this form, check box 1, Disposable income is not determined under 11 U.S.C. \$ 1325(b)/(3). Go to Part 3. Do NOT fill out Calculation of Disposable Income (Official Form 22C-2).  79. Line 15b is more than line 16c. On the top of page 1 of this form, check box 2, Disposable income is determined under 11 U.S.C. \$ 1325(b)/(3). Go to Part 3 and fill out Calculation of Disposable Income (Official Form 22C-2). On line 39 of that form, copy your current monthly income from line 14 above.  8 1325(b)/(3). Go to Part 3 and fill out Calculation of Disposable Income (Official Form 22C-2). On line 39 of that form, copy your current monthly income from line 14 above.  8 23,922.4  Copy your total average monthly Income from line 11 U.S.C. § 1325(b)/(4) allows you to deduct part of your spouse's income, copy the amount from line 13d.  1 the marital adjustment if it applies. If you are married, your spouse is not filing with you, and you contend that calculating the commitment period under 11 U.S.C. § 1325(b)/(4) allows you to deduct part of your spouse's income, copy the amount from line 13d.  1 the marital adjustment does not apply, fill in 0 on line 19a.  8 3,922.4  Subtract line 19a from line 18.  Calculate your current monthly income for the year. Follow these steps:  20a. Copy line 19b.  20b. The result is your current monthly income for the year for this part of the form.  20c. Copy the median family income for your state and size of household from line 16c.  8 447,069.  8 1 Line 20b is less than line 20c. Unless otherwise ordered by the court, on the top of page 1 of this form,	6b. Fill in the number of people in your household.	·	
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7a.   X line 15b is less than or equal to line 16c. On the top of page 1 of this form, check box 1, Disposable income is not determined under 11 U.S.C. § 1325(b)(3). Go to Part 3, Do NOT fill out Calculation of Disposable income (Official Form 22C-2).  7b.   Ine 15b is nore than line 16c. On the top of page 1 of this form, check box 2, Disposable income is determined under 11 U.S.C. § 1325(b)(3). Go to Part 3 and fill out Calculation of Disposable income (Official Form 22C-2). On line 39 of that form, copy your current monthly income from line 14 above.    The compare of the compare o			
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Part 4: Sign Below	Part 4: Sign Below		
By signing here I declare under penalty of perjury that the information of this statement and in any attachment and in any	Tomas I Pere Olga & Sere		
By signing here, I declare under penalty of perjury that the information on this statement and in any attachments is true and correct.  Some Leves  Older Estala Perez	Tomas Jaime Perez		
By signing here, I declare under penalty of perjury that the information of this statement and the sta	Date: 101 1 2015  Date: 101 0/ 12015		
Tomas Jaime Perez  Olga Estela Perez  Olga Estela Perez	If you checked line 17a, do NOT fill out or file Form 22C-2.	14 abov	/e.

Form B 201A, Notice to Consumer Debtor(s)

In re Tomas Jaime Perez and Olga Estela Perez / Debtors

Page 2

found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

## Chapter 11: Reorganization (\$1,167 filling fee, \$550 administrative fee: Total fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

## Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$75 administrative fee: Total fee \$275)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

## 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for

Dated: 101 / 12015

Tomas Jaime Perez

X Date & Sign

Dated: 101 01 12015

Olga Estela Perez

X Date & Sign

Dated: 10 / 5 /2015

Attorney: Laura R. Caputo